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Attorneys for Defendants

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

NARINDERJIT KHINDA; RANJIT SINGH,

Plaintiffs,

v.

MICHAEL CHERTOFF, Secretary, U.S.
Department of Homeland Security; U.S.
Citizenship and Immigration Services;
EMILIO T. GONZALEZ, Director, U.S.
Citizenship and Immigration Services;
GERARD HEINAUER, Director, USCIS
Nebraska Service Center,

Defendants.

No. C 08-2516 JSW

**STIPULATION TO DISMISS; AND
[PROPOSED] ORDER**

The plaintiffs, by and through their attorneys of record, and defendants, by and through their attorneys of record, hereby stipulate, subject to approval of the Court, to dismissal of the above-entitled action in light of the fact that the United States Citizenship and Immigration Services (USCIS) has approved the I-730 petition that was the subject of this litigation.

Each of the parties shall bear their own costs and fees.

1 DATED: October 28, 2008

Respectfully submitted,

2 JOSEPH P. RUSSONIELLO
United States Attorney

3
4 /s/
5 EDWARD A. OLSEN
Assistant United States Attorney

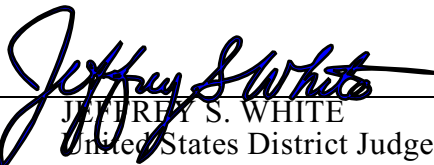
6
7 DATED: October 28, 2008

8 /s/
ROBERT B. JOBE
Attorney for Plaintiffs

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10
11 **ORDER**

12 Pursuant to stipulation, IT IS SO ORDERED.

13
14 Dated: October 28, 2008

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JEFFREY S. WHITE
United States District Judge